IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE JURISDICTION

CIVIL APPLICATION NO. 2540 OF 2007
IN
FIRST APPEAL NO. 3021 OF 2006

Sayyed Ghouse @ Dadabhai
son of Mohinddin Saheb and ors. ..Applicants

Vs.

Mr. Abdul Majid Honafi ..Respondent

Mr. N.P. Bhavsar for applicants.
Mr. N.H. Pathak for respondent.

CORAM: B.H. MARLAPALLE, J.

Date : May 21, 2007.

P.C.:

. Heard Mr. Bhavsar the learned counsel for the applicants. In First Appeal No. 3021 of 2006, Civil Application No. 5128 of 2006 was already heard and dismissed by this court on 4/12/2006.

. This second application has been taken out under the pretext that the execution of decree is for the area beyond the suit premises. This fresh application cannot be entertained on this bald

statement and certainly the competent court while issuing the warrant of possession would have considered the suit premises and satisfied itself before such warrant was issued.

. The application is rejected.

(B.H. Marlapalle,J.)